



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

January 24, 2013

CHRISTOPHER M. MARSTON, TREASURER  
LIBERTY FOR ALL SUPER PAC  
P.O. BOX 25394  
ALEXANDRIA, VA 22313

**Response Due Date**  
**02/28/2013**

IDENTIFICATION NUMBER: C00514653

REFERENCE: AMENDED JULY QUARTERLY REPORT (04/01/2012 - 06/30/2012),  
RECEIVED 12/21/2012

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 5 item(s):

1. Your amended report discloses an increase in receipts totaling \$461,631.83 on Line(s) 11(a)(i) of the Detailed Summary Page from those disclosed on your original report. Please provide clarifying information as to why this activity was not disclosed on your original report. (11 CFR § 104.3)
2. Schedule A of your report discloses aggregate year-to-date total(s) for some contribution(s) (see attached) which appear to be incorrect. Please amend your report to provide the correct aggregate year-to-date totals. Please note that this problem frequently occurs when the contributor name is entered in the committee's electronic reporting database more than once using a different spelling and/or format. This prevents the database from properly aggregating contributions from the same individual or entity. Ensuring that the name of each contributor is entered into the database only once would help avoid year-to-date errors. When reporting contributions from political action committees, using the contributor's FEC identification number will help prevent duplicate entries. (11 CFR § 104.3(a)(2))
3. Schedule B supporting Line 21(b) discloses \$210.42 in activity identified as MEMO entries that do not appear to correspond with any itemized transaction(s). Please be advised, a memo entry is used to disclose additional information about an itemized transaction and the amount of a memo entry is not included in the total receipts or disbursements for the report. Please amend

## LIBERTY FOR ALL SUPER PAC

Page 2 of 3

your report to provide clarifying information regarding this activity. (11 C.F.R. § 104.3(a) and (b))

**4.** Schedule E of your report indicates that your committee may have failed to file one or more of the required 24 hour report(s) regarding "last minute" independent expenditures (see attached). A political committee must file a 24 hour report with the Federal Election Commission as specified in 11 CFR §104.4(c), within 24 hours of any independent expenditures of \$1,000 or more with respect to a given election, made between two and twenty days before an election. The report must be received by the Commission by 11:59 p.m. on the day following the date on which independent expenditures that aggregate \$1,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. (11 CFR §104.3(b))

**5.** Schedule E of your report discloses the Calendar Year-To-Date Per Election for Office Sought total for the 2012 Primary (KY-04) to be \$629,202.04. However, FEC calculations disclose this amount(s) to be \$642,886.24. Please amend your report to clarify this discrepancy. (2 U.S.C. § 434(b)(4) and 11 CFR §104.4(f))

- Schedule B of your report discloses an expenditure(s) for "SOCIAL MEDIA CONSULTING," "COMMUNICATIONS CONSULTING," "REIMBURSEMENT - POSTAGE," "PRINTING AND POSTAGE," "DRAFTING, PRINTING & POSTAGE," "MEDIA MATERIALS," "PRINTING," "MEDIA CONSULTING," "ONLINE ADVERTISING," "POSTAGE," and "VOTER TELEPHONE CONTACT." For your information and consideration when preparing future filings, if a portion or all of these expenditures were for public communications (as defined by 11 CFR §100.26) containing express advocacy as defined under 11 CFR §100.22, this would constitute an independent expenditure and would be disclosed on a Schedule E supporting Line 24. Public communications that refer to a clearly identified Federal candidate, but that do not expressly advocate the election or defeat of that candidate would be reported on Schedule B for Line 21(b) of the Detailed Summary Page.

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action

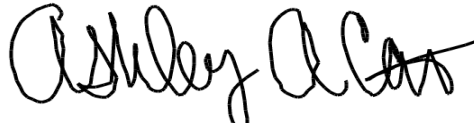
LIBERTY FOR ALL SUPER PAC

Page 3 of 3

will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1173.

Sincerely,

A handwritten signature in black ink, appearing to read "Ashley Carter". The signature is fluid and cursive, with the first name "Ashley" being more prominent than the last name "Carter".

Ashley Carter  
Senior Campaign Finance Analyst  
Reports Analysis Division

**Aggregate Year-to-Date Total(s) Calculated Incorrectly**  
**Liberty For All Super PAC (C00514653)**

<b>Name</b>	<b>Date</b>	<b>Amount</b>	<b>Reported YTD Total</b>	<b>YTD Total Calculated by FEC</b>
OFFICE DEPOT	4/19/12	\$100.65	\$0.00	\$100.65
USAIRWAYS	4/9/12	\$192.10	\$0.00	\$192.10

**Missing 24 Hour Report (Schedule E)**  
**Liberty For All Super PAC (C00514653)**

<b>Name of Payee</b>	<b>Date</b>	<b>Amount</b>	<b>Purpose</b>	<b>Candidate</b>
BLUE GRASS MAILING, DATA AND FULFILLMENT SERVICES	5/15/12	\$19,291.54	PRINTING, POSTAGE & PRODUCTION	THOMAS H MASSIE
GPI GRAPHIC PRODUCTIONS	5/17/12	\$9,375.00	PRINTING & PRODUCTION- SUPPORT MASSIE	THOMAS MASSIE
KAP STRATEGIES	5/20/12	\$8,582.40	VOTER TELEPHONE CONTACT	THOMAS MASSIE